UNITED STATES DEPARTMENT OF EDUCATION



OFFICE OF INSPECTOR GENERAL OFFICE OF INVESTIGATION SERVICES REPORT OF INVESTIGATION CONCERNING

Special Agent, US Environmental Protection Agency Investigation # 10-120068

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Name of Truesticator

Name of Truesticator

Name of Approving Official

Signature

14 June 10

Date

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UNITED STATES DEPARTMENT OF EDUCATION OFFICE OF INSPECTOR GENERAL INVESTIGATION SERVICES



OI FILE NO:	10-120068	DATE: March 26, 2010

REPORT OF: Special Agent OFFICE: SIU

PREPARED BY: Investigator

DISTRIBUTION: US Environmental Protection Agency, Office of Inspector General

Headquarters, Investigation Services (IS)

SYNOPSIS

(OIG), signed a language (OIG), signed a language (EPA) Of to perform an incontinued the investigation outlined the investigation of the continued the investigation of the continued the investigation of the continued the conti	Memorandum of Agreement (ffice of Inspector General (O) lependent employee miscondustigative authority and require A) This required by EPA Operating	of Education (ED), Office of Instructions 203 (OI-203) "Medical Instructions 203 (OI-203)" "Medical Investigators",	ental Protection ation Services PA OIG n of EPA OIG f SA
the US Attorney's	erview with ED OIG Investig s office in to p ileged false statements. On A (b) (5)	th the advice of Counsel, declined ators. On March 15, 2010, ED Cresent SA case for pril 6, 2010, the U.S Attorney's On April 22, 2010, SA underwent a com	OIG contacted or criminal office declined
Interv	A review of SA reviews with current and previous	records revealed us supervisors did not support	statements

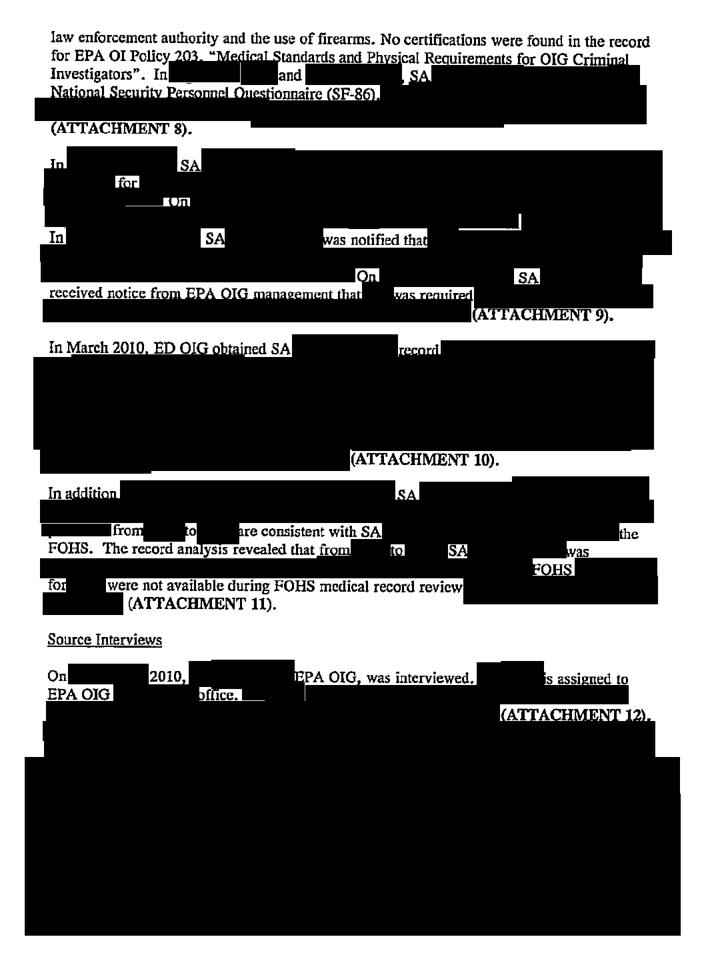
NARRATIVE

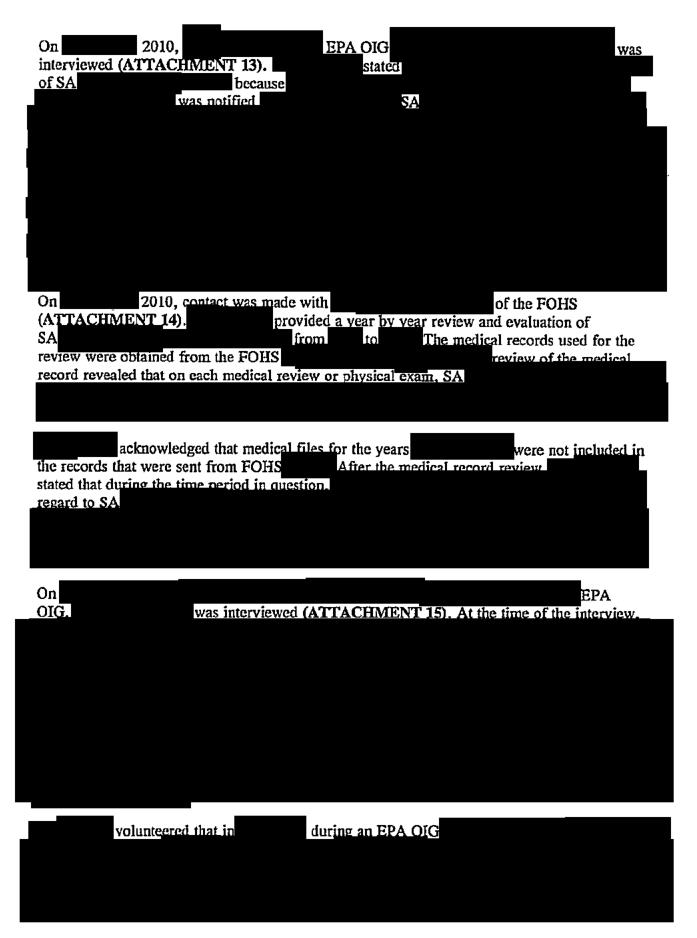
EPA OIG has established medical standards and physical requirements for individuals entering and retained in federal law enforcement positions. As such, EPA OIG codified their medical standards and disclosure requirements in EPA OIG Operating Instructions 204 (OI-204) "Firearms and Law Enforcement Equipment" (ATTACHMENT 1) and EPA Operating Instructions 203 (OI-203) "Medical Standards and Physical Requirements For OIG Criminal Investigators" (ATTACHMENT 2). In order to monitor the physical and mental health of OIG Special Agents, EPA OIG retains the FOHS to conduct periodic physical examinations and annual medical record reviews. This process provides EPA OIG a baseline to continuously evaluate and determine a Special Agent's Street for duty. As required by this process.

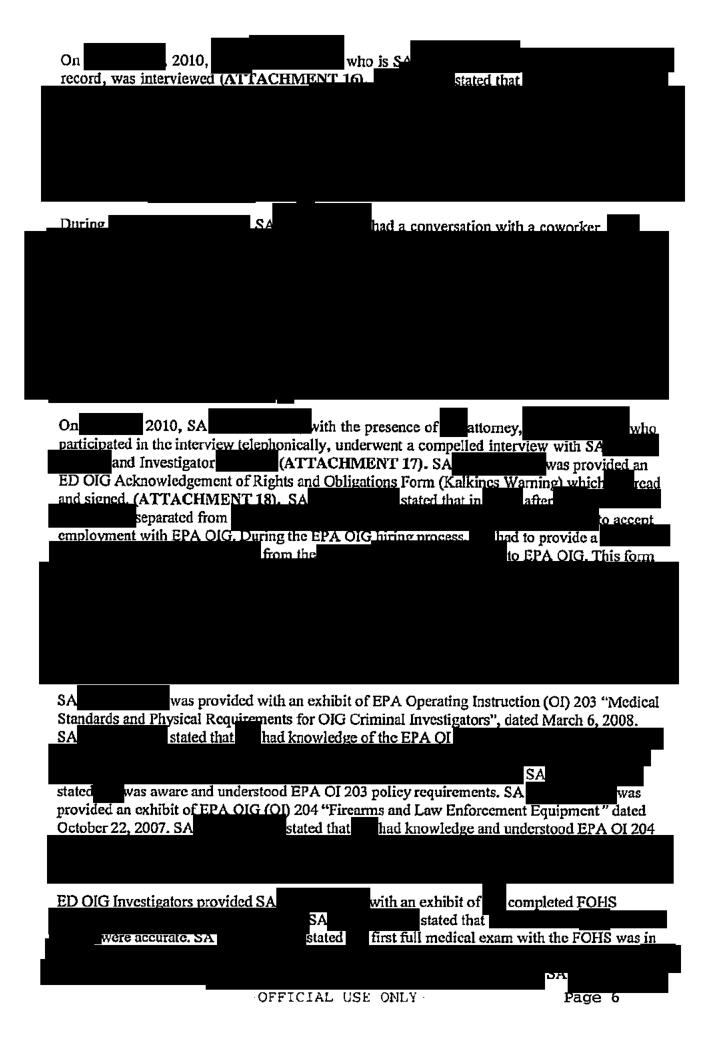
(ATTACHMENT 3).

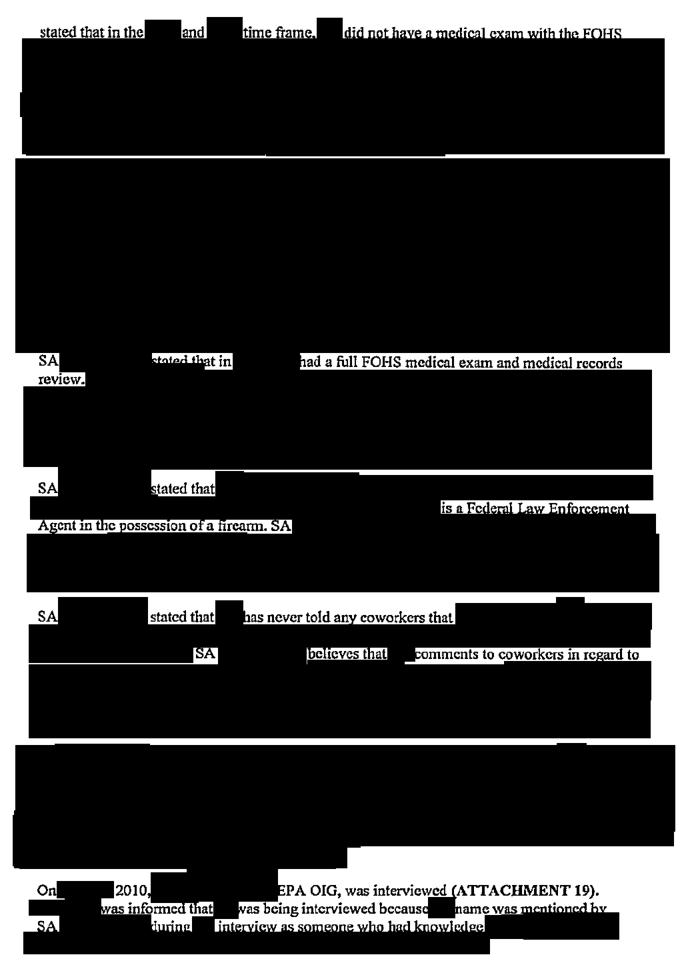
Record Analysis:

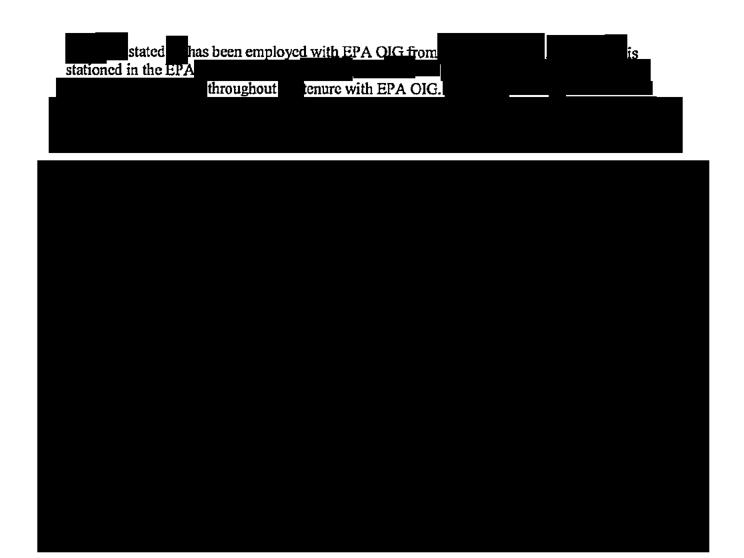
On January 21, 2010, in accordance with the ED/EPA OIG MOA (ATTACHMENT 4). EPA provided to ED OIG, SA personnel records maintained by SA supervisor EPA OIG supervisor for the purpose of this investigation. The files provided to ED OIG Investigators for analysis contained documents and records on SA medical, biographic, policy
(ATTACHMENT 5). The records were reviewed and analyzed to provide a baseline of SA EPA OIG duties, job performance, medical history, and operating instruction compliance.
In SA was hired by the EPA OIG after years with SA is an EPA OIG
Criminal Investigator (1811), GS duty location of record is Special Agent in Charge (SAC) who is located at the EPA OIG On prior to being hired, SA
provided EPA OIG document that disclosed training, awards and According to SA
SA (ATTACHMENT 6). On EPA OIG (ATTACHMENT 7).
From to with the exception of the years and completed the FOHS questionnaire for annual medical review and physical exam (ATTACHMENT 3). FOHS medical records for were not found in SA files; however, SA
During this period, FOHS cleared SA for participation in physical training and certified that met all physical and functional requirements for the position of an EPA OIG Special Agent.
SA signed an EPA OIG certification form that had read EPA OIG Policy 204, "Firearms and Law Enforcement Equipment". This signed form acknowledged that SA read and understood EPA OIG'S policy pertaining to statutory.



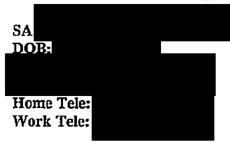




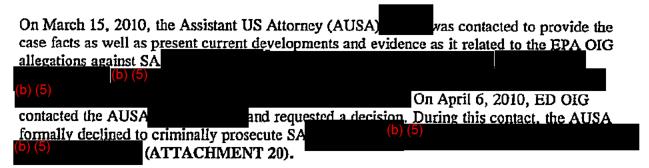




ENTITIES AND INDIVIDUALS



PROSECUTIVE STATUS



ATTACHMENTS

ATTACHMENT	Document Name	
Number		
1	EPA Operating Instructions OI-204	
2	EPA Operating Instructions OI-203	
3	Federal Occupational Health Disclosure Forms	
4	ED/EPA OIG Memorandum of Agreement	
5	Personnel Records Review	
6		
7		
8	SF 86 Form (National Security Questionnaire)	
9	Letter	
10	Report	
11	FOHS Analysis	
12	Interview MOI	
13	Interview MOI	
14	Interview MOI	
15	Interview MOI	
16	Interview MOI	
17	Interview MOI	
18	Acknowledgement of Rights and Obligations	
	(Kalk <u>ines</u>)	
19	Interview MOI	
20	AUSA Declination Memo	